



Jammu and Kashmir State Information Commission
(Constituted under Right to Information Act 2009)
Old Assembly Complex, Srinagar, Fax No. 0194-2484269, 2484262
Wazarat Road Near DC Office, Jammu, Fax No. 0191-2520947, 2520937
www.jksic.nic.in

File No: SIC/J/A/129/2013
Decision No: SIC/J/C /129/2013/189

Sh. Avinash RazdanAppellant Present

Dr. Annil MahajanPIO Present

Acting Head,
PG Department of Medicines,
Govt. Medical College,
Jammu.

Sh.Rajesh Verma Present
On behalf of PIO,
DY.Director Health Services,
Jammu.

Jammu
11-07-2013

Briefly the facts in this appeal are that Sh. Avinash Razdan R/o 783, Subash Nagar, Jammu moved an application dated 13-12-2012 under J&K Right to Information Act, 2009 before the PIO Director, Health and Education (HRM Cell), Jammu for seeking certain information.

Perusal of record shows that the information seeker has made a RTI application on 13-12-2012. In para 2 of the 2nd appeal filed by information seeker, he has admitted the receipt of letter No. DHS/PIO/7347-49 dated 15-12-2012 by virtue of which his application was transferred under section 6(3) of J&K RTI Act, 2009. Since the PIO for the office of Director Health Services has transferred the RTI application under section 6(3), the PIO/Dy. Director Health

Services Jammu was absolved of his responsibility to provide information to the information seeker under section 7 of RTI Act, 2009 because the information sought was closely connected with the functions of Govt. Medical College, Jammu

There is no ground for interfering with the order passed by FAA/Director Health Services Jammu. Since the RTI application has already been transferred by the PIO, the instant 2nd appeal is not maintainable on the basis of reason stated here in above.

Further the information seeker has filed an RTI application seeking same information from PIO Govt. Medical College, Jammu and the 2nd appeal arising out of that application has already been disposed of by the Commission vide decision No. SIC/J/C/120/2013/186 dated 09-07-2013. Thus the information seeker has no right to seek twice the same information from the same public authority i.e Govt. Medical College, Jammu.

The appeal is accordingly dismissed. The file be consigned to records after proper procedure.

Sd/-
(Dr. S.K. Sharma)
State Information Commissioner

Copy to :-

1. The First Appellate Authority/ Director Health Services, Jammu.
2. Public Information Officer /Dr. Annil Mahajan, Acting Head, PG Department of Medicines, Govt. Medical College, Jammu.
3. Public Informaiton Officer/Dy. Director, Health Services Jammu.
1. Sh. Avinash Razdan R/o 783, Subash Nagar, Jammu.

(Khalid A. Shah)
Dy.Registrar
J&K State Information Commission

NB: (In any correspondence on this decision, please mention the complete decision number